

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION**

<b>CHRISTINE BORDEN,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>CASE NO.: 2:22-cv-04076-BHH</b>
	)	
<b>v.</b>	)	
	)	
<b>BANK OF AMERICA, NA (“BANA”) AND</b>	)	
<b>WESTCLIFF TECHNOLOGIES, INC.,</b>	)	
<b>D/B/A NATIONAL BITCOIN ATM, AND</b>	)	
<b>CASH CLOUD, INC., D/B/A/ COIN</b>	)	
<b>CLOUD,</b>	)	
	)	
<b>Defendant.</b>	)	

**DEFENDANT BANK OF AMERICA, N.A.’S MOTION TO DISMISS**

COMES NOW, Defendant Bank of America, N.A. (“Defendant” or “BANA”) by and through undersigned counsel and pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and respectfully moves this Court to dismiss the complaint (“Complaint”) filed by Christine Borden (“Plaintiff”).

WHEREFORE, Defendant respectfully requests that this Court grant its Motion to Dismiss with prejudice.

This 23rd day of November, 2022

Respectfully submitted,

/s/ Jasmine K. Gardner  
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*Attorney for Defendant Bank of America,  
N.A.*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 23, 2022, I electronically filed the foregoing ***Motion to Dismiss Plaintiff's Complaint and Memorandum in Support of Motion to Dismiss*** with the Court's CM/ECF system which served an electronic copy on all counsel of record.

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/s/ Jasmine K. Gardner  
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